

State of California



Fair Political Practices Commission

P.O. BOX 807 • SACRAMENTO, 95804 • • • 1100 K STREET BUILDING, SACRAMENTO, 95814

Technical Assistance	• •	Administration	• •	Executive/Legal	• •	Enforcement
(916) 322-5662		322-5660		322-5901		322-6441

August 16, 1985

Dee Gipson
DRR Investments
P.O. Box 244
Riverside, CA 95216

Re: Major Donor Filing Requirement
of Duane R. Roberts
FPPC Advice No. A-85-183

Dear Ms. Gipson:

This is in reply to your letter dated May 23, 1985, which recently was referred to us by the Secretary of State's Political Reform Division.

The facts as I understand them from your letter are that Duane Roberts made a payment of \$10,000 to purchase tickets to a campaign fundraiser for Governor Deukmejian. Mr. Roberts was to be reimbursed for \$5,000 by other people who attended the fundraiser with him. In fact, at the time of your second inquiry to the Secretary of State, Mr. Roberts had received \$5,000 from four people.

You asked whether Mr. Roberts qualified as a committee under Gov. Code Section 82013(c) -- a "major donor committee" -- because of the \$10,000 contribution.

The Commission Staff has determined that when a person purchases tickets to a fundraising event, with the understanding that all or a portion of the cost of the tickets will be reimbursed by others, the person is not required to report the amount that will be reimbursed (and that amount does not count toward qualifying the person as a "committee"), as long as the person who purchased the tickets receives the reimbursement no later than the date of the fundraising event, or within 30 days of purchasing the tickets.

If payment is not received within this time period, the person must aggregate the full cost of the fundraising tickets with all other contributions he or she has made to determine whether he or she meets the definition of a committee and must file reports. The entire payment must be reported on the campaign statement required to be filed, and a note should be made to explain that the filer expects to receive reimbursement for a portion of the costs. At such time as the person receives reimbursement, a notation must be made on the next campaign statement, if any, filed for that calendar year to reflect the reimbursement.

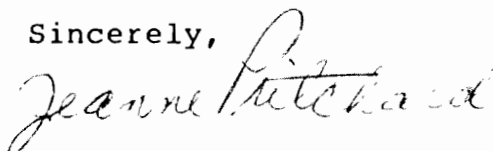
Dee Gipson
August 16, 1985
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In addition, it is important to note that, at the time the tickets are purchased, the person making the payment must inform the candidate or committee on whose behalf the fundraiser is held that he or she is acting as an intermediary for others, and must provide the candidate or committee with the name, address, occupation and amount of contribution, of each person who made a commitment to purchase any portion of the tickets. If payment is not received pursuant to the time period described above, the person who made the payment must inform the candidate or committee that the entire contribution is from the person who made the payment. In such a case, the candidate or committee must amend its campaign disclosure statement to indicate the person who made the payment as the contributor for the entire amount.

Under the circumstances described in your letter, if Mr. Roberts received payment from the four people who attended the fundraiser with him no later than the date of the fundraising event or no later than 30 days after making the payment, he was not required to file a campaign statement as a major donor, since his own contributions did not total \$10,000 or more.

Please call me if you have any questions.

Sincerely,



Jeanne Pritchard
Technical Assistance and
Analysis Division

JP:kt

cc: Wayne Imberi
Political Reform Division
Secretary of State

LL FAL
D.R.R. INVESTMENTS

May 23, 1985

Second Request

Political Reform Division
P. O. box 1467
Sacramento, California 95807

RE: Reimbursement on a Contribution

To Whom It May Concern:

On the enclosed threshold report, you will note on 5/6/85, Mr. Roberts made a \$10,000 contribution for a fund raiser to re-elect Governor George Deukmejian.

Of this \$10,000 contribution, Mr. Roberts is being reimbursed \$5,000 by others who are attending with him and will be at his table.

Our question is--how does this affect Mr. Roberts' major donor contribution form? He will really only be donating \$5,000 since he will be receiving \$5,000 back from those who attended with him.

An answer would greatly be appreciated so we will know how to handle the next report. As we are reimbursed, I will keep track and forward those dates and names for your reference (with next threshold report, unless you need earlier).

Thanking you in advance for your response.

Sincerely,

Dee Gipson

Dee Gipson
Executive Secretary to
Duane R. Roberts

Enclosure: Threshold report - March 18, 1985 to May 18, 1985

Reimbursements

6/7 - Kenneth Calvert \$1,000
6/13 - John King \$1,000
6/14 - Albert Sykes \$1,000
6/14 - Duane Roberts \$1,000

\$5,000 reimbursed to



Form 481
1985

EXPENDITURE AND MAJOR DONOR COMMITTEE CAMPAIGN STATEMENT

(Government Code Section 84200-84217)

For use by: (1) persons who have made expenditures or contributions totaling \$10,000 or more in a calendar year directly to or at the behest of candidates, officeholders or committees; or, (2) persons who have made independent expenditures on behalf of candidates, officeholders or ballot measures totaling \$500 or more in a calendar year.

RECEIVED
AND FILED

Office of the Secretary of State
of the State of California

AUG 3 1985

BRANCH FOR OFFICIAL USE ONLY

(Type or Print in Ink)

Statement covers period May 19, 1985 through June 30, 1985.

NAME OF FILER:

Duane R. Roberts

PERMANENT ADDRESS: NO. AND STREET CITY STATE ZIP CODE AREA CODE PHONE NUMBER

P. O. Box 2447 - Riverside, Ca. 92516 (Mailing Address)

(714) 359-1517

NAME OF TREASURER: 11510 Orion Riverside, ca. 92505

PERMANENT ADDRESS OF TREASURER: NO. AND STREET CITY STATE ZIP CODE AREA CODE PHONE NUMBER

DATE OF ELECTION (MO., DAY, YR.) (IF APPLICABLE): TOTAL PAGES:

I EXPENDITURES AND CONTRIBUTIONS MADE TO: (Amounts may be rounded off to whole dollars)

DATE	IND. EXP. *	NAME & ADDRESS OF PAYEE (If committee, also enter I.D. No. or Treasurer's name and address)	DESCRIPTION OF EXPENDITURE OR CONTRIBUTION MADE	NAME OF CANDIDATE & OFFICE OR NAME OF BALLOT MEASURE & BALLOT NUMBER OR LETTER	Check one Support Oppose	AMOUNT	CUMULATIVE AMOUNT
6/14/85		Ca. to Defeat Rose Bird 2330 Butano Dr. Sacramento, Ca. 95825	\$50.00	Defeat Rose Bird - SC Just.	X	50.00	50.00

Attach additional information on appropriately labeled continuation sheets.

SUBTOTAL (Carry with any additional subtotals to Line 1, Part IV) \$ 50.00

* See instructions on reverse regarding "independent expenditures."

YOU MUST COMPLETE THE SUMMARY AND VERIFICATION ON PAGE 2

OFFICIAL USE ONLY	C	D	E	F
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For information required to be provided to you pursuant to the Information Practices Act of 1977, see "Information Manual on Campaign Disclosure Provision of the Political Reform Act," Part X.

NAME Duane R. Roberts

II LOANS MADE TO: (Amounts may be rounded off to whole dollars)

DATE	FULL NAME & ADDRESS OF RECIPIENT (If committee, also enter I.D. Number or Treasurer's name and address)	NAME OF CANDIDATE AND OFFICE OR NAME OF BALLOT MEASURE AND BALLOT NUMBER OR LETTER AND JURISDICTION		INTER- EST RATE	AMOUNT OF LOAN	CUMULATIV AMOUNT
		Check one Support Oppose				
SUBTOTAL (Carry with additional subtotals to Line 3, Part IV) \$						

Attach additional information on appropriately labeled continuation sheets.

III LOAN PAYMENTS RECEIVED AND LOANS FORGIVEN: (Amounts may be rounded off to whole dollars)

FULL NAME AND ADDRESS OF DEBTOR PLUS PERSON WHO REPAID THE LOAN IF DIFFERENT (If the loan was made to a committee, list the committee's name, address and I.D. Number. If the committee I.D. Number is unknown list the treasurer's full name and street address.)	AMOUNT FORGIVEN	AMOUNT REPAID THIS PERIOD	UNPAID BALANCE
\$			(DO NOT CARRY TO SUMMARY SECTION)

Attach additional information on appropriately labeled continuation sheets.

IV SUMMARY

- Expenditures and contributions made of \$100 or more this period (Part I) \$ 50.00
- Expenditures and contributions under \$100 made this period (Not itemized)
- Loans made this period (Part II) Include all subtotals 50.00
- TOTAL (Line 1 + 2 + 3) 100.00
- Cumulative expenditures and contributions made from prior statement 13,298.00 *****
- Cumulative expenditures and contributions made to date (Line 4 + 5) \$ \$13,348.00

*****SEE SECOND REQUEST OF COPY ^{of letter} FORWARDED WITH
THRESHOLD REPORT DATED 5/23/85. STILL AWAITING AN
ANSWER

VERIFICATION

I have not received any contributions during this calendar year.

I declare under penalty of perjury that this campaign statement is true, correct and complete and that I have used all reasonable diligence in its preparation.

Executed on July 31, 1985 at Riverside, California

(DATE)

(CITY AND STATE)

by

(SIGNATURE OF COMMITTEE TREASURER OR INDIVIDUAL DONOR)